

IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF MISSISSIPPI  
OXFORD DIVISION

BIG BINDER EXPRESS, LLC AND  
RAYMOND GOODLIN

PLAINTIFFS

VS.

CIVIL ACTION NO. 3:19-cv-022-MPM-RP

LIBERTY MUTUAL FIRE INSURANCE COMPANY;  
KEITH GLOVER; AND DAVIAN LEE, INDIVIDUALLY  
AND AS PERSONAL REPRESENTATIVE OF  
GERALD GLOVER, DECEASED, AND ON BEHALF OF  
ALL THOSE ENTITLED TO RECOVER UNDER THE  
WRONGFUL DEATH AND SURVIVAL STATUTE

DEFENDANTS

**RESPONSE OF DAVIAN LEE, INDIVIDUALLY AND AS PERSONAL  
REPRESENTATIVE OF GERALD GLOVER, DECEASED, AND ON  
BEHALF OF ALL THOSE ENTITLED TO RECOVER UNDER THE  
WRONGFUL DEATH AND SURVIVAL STATUTE TO  
PLAINTIFFS' COMPLAINT FOR DECLARATORY JUDGMENT**

**COMES NOW**, Defendant, Davian Lee, Individually and as Personal  
Representative of Gerald Glover, Deceased, and on Behalf of All Those Entitled to  
Recover Under the Wrongful Death and Survival Statute, by and through counsel, and  
files this his Response to Plaintiffs' Complaint for Declaratory Judgment and states as  
follows:

1. Admitted.
2. Admitted.
3. Admitted.
4. Admitted.
5. Admitted.
6. Admitted.
7. Admitted.

8. Admitted.
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31. Admitted.

32. Admitted.

33. Admitted.

**AFFIRMATIVE DEFENSES**

Defendant Davian Lee, Individually and as Personal Representative of Gerald Glover, Deceased, and on Behalf of All Those Entitled to Recover Under the Wrongful Death and Survival Statute pleads he is entitled to the benefits of Defendant's subject Liberty Mutual Policy and Plaintiff's subject Northland Insurance Policy.

Wherefore, Davian Lee, Individually and as Personal Representative of Gerald Glover, Deceased, and on Behalf of All Those Entitled to Recover Under the Wrongful Death and Survival Statute demands a trial by jury.

RESPECTFULLY SUBMITTED,

DAVIAN LEE, ET AL.

BY: /S/ THANDI WADE  
THANDI WADE

OF COUNSEL:

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**CERTIFICATE OF SERVICE**

I, Thandi Wade, Attorney for Plaintiff, herein certify that I electronically filed the foregoing with Clerk of the Court using the ECF system which sent notification of such filing to the following:

Edward Currie, Esquire  
Joseph Gill, Esquire  
CURRIE JOHNSON, GRIFFIN, GAINES AND MYERS  
P.O. Box 750  
JACKSON, MS 39205  
Counsel for Big Binder and Raymond Goodlin

DATED: THIS the 25<sup>th</sup> day of February, 2019.

/S/ THANDI WADE  
THANDI WADE